

05/15/98
16507 U.S. PTO

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re the Application of:

) Group Art Unit: 1808

KELLER et al.

) Examiner: Lankford Jr., Leon

Serial No.: 08/343,686

RECEIVED

NOTICE OF APPEAL

Filed: November 21, 1994

MAY 29 1998

Atty. File No.: 2879-26

GROUP 1808

For: "NOVEL EMBRYONIC CELL
POPULATIONS AND METHODS TO
ISOLATE SUCH POPULATIONS)

CERTIFICATE OF MAILING
I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS
BEING DEPOSITED WITH THE UNITED STATES POSTAL
SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE
ADDRESSED TO THE ASSISTANT COMMISSIONER FOR
PATENTS, WASHINGTON, DC 20231 ON May 12, 1998.
SHERIDAN ROSS P.C.
BY: *[Signature]*

Assistant Commissioner for Patents
BOX AF
Washington, D.C. 20231

Dear Sir:

Applicants hereby appeal to the Board of Appeals from the decision of the Examiner mailed November 12, 1997, finally rejecting Claims 27-35, 37-56, 58, 59 and 108. Enclosed herewith is a check in the amount of \$150.00 for the Notice of Appeal fee specified in 37 CFR \$1.17(e).

A petition for an extension of time was filed with the response to the final rejection with the requisite fee extending the time for response from February 12, 1998 to April 12, 1998. A petition for extension of time is enclosed herewith, along with the requisite fee, extending the time to respond an additional one month from April 12, 1998 to May 12, 1998. Accordingly, the Notice of Appeal is believed to be timely and no additional fee is believed to be required. Please credit any overpayment or debit any underpayment to Deposit Account 19-1970.

Respectfully submitted,

SHERIDAN ROSS P.C.

05/28/1998 SSANDARA 00000005 08343686

01 FC:219

155.00 OP

By: *Angela Dallas-Pedretti*
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Date: 5-12-98